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UNITED STATES PATENT AND TRADEMARK OFFICE
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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/888,883

06/25/2001

Julian Cable

0584-1040

**CONFIRMATION NO. 1181** 

FORMALITIES LETTER

\*OC000000006452338\*

Lee, Mann, Smith, McWilliams, Sweeney & Ohlson 209 South LaSalle Street, Suite 410 Chicago, IL 60604-1202

Date Mailed: 08/21/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

#### FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.

  A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10/16/2001 UABRHAH1 00000020 09888883

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130.00 OP



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF

Cable et al

SERIAL NO. 09/888,883

FILED: June 25, 2001

FOR: A METHOD AND APPARATUS FOR

OPTIMIZING NETWORK SERVICE

ATTN: Application Branch

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to "Commissioner for Patents, Box: Submission of Declaration", Washington, D.C. 20231" on October 8, 2001.

Name of person signing Tandra Blue

Signature

# **SUBMISSION OF DECLARATION**

Honorable Director of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

In response to the Notice to file Missing Parts of Application, issued August 21, 2001, submitted herewith is a declaration, signed by the inventor(s). Therefore, the requirement of the Patent and Trademark Office for a declaration has been met.

In accordance with the provisions of the rules of the Patent and Trademark Office, the required surcharge of \$130.00 is appended hereto.

October 8, 2001

Respectfully submitted

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